

ANTIOCH POLICE DEPARTMENT



Tammany Brooks III, Chief of Police

March 20, 2019

Matt Stonecipher
Department of Police Accountability
25 Van Ness Ave, Ste 700
San Francisco, CA 94102

Dear Matt:

This letter is intended to advise you regarding the Police Department's response to your public records request received by the City of Antioch ("City") on February 7, 2019.

As we advised previously, litigation was filed against the City to prevent the disclosure of records that were generated before, or described events that occurred before, January 1 of this year. This litigation was filed to contest whether the new public records legislation, SB 1421, applies retroactively. Both the Superior Court and First District Court of Appeal have now rejected that claim. The stay the courts previously ordered in this litigation was lifted at the close of business on March 19, 2019. As a result, this City plans to produce all relevant records in response to your request.

The City is conducting a review of documents that may be responsive to your request. Processing your request requires City staff to search for, collect, and appropriately examine a voluminous amount of separate and distinct records that are demanded in a single request. We anticipate making the initial installment of records available to you within approximately two weeks of the date of this letter. Then, we will follow up with a separate letter advising you of our anticipated timeline for making subsequent installments of the records available.

When the City makes the responsive records available to you, we will redact all information determined to be privileged or exempt from disclosure under Penal Code section 832.7, the CPRA, or other applicable law. These redactions will include, but not be limited to: 1) personal data or information, other than names and work related information, of any peace officers identified in the documents, 2) information necessary to preserve the anonymity of complainants or witnesses, 3) information necessary to protect confidential medical, financial, or other information of which disclosure is specifically prohibited by federal law or would cause an unwarranted invasion of personal privacy that clearly outweighs the public interest, and 4) any information for which there is a specific, articulable, and particularized reason to believe that disclosure of the record would pose a significant danger to the physical safety of the peace officer or another person.

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If you have further questions about this matter, please contact me at 925-779-6900.

Sincerely,

TAMMANY BROOKS
Chief of Police

By:

Anthony Morefield
Anthony Morefield
Captain

TLS: lrd

cc: Tammany Brooks III, Chief of Police
Thomas Lloyd Smith, City Attorney